

NEW JERSEY STATE BOARD OF DENTISTRY
PUBLIC SESSION MINUTES
NEWARK, NEW JERSEY
JANUARY 6, 2016

NOTE: The Public Session was called to order by President Emil Cappetta, DDS.

ATTENDANCE: The following members were in attendance:

Joseph Battaglia, DMD; Emil Cappetta, DDS; Elizabeth Clemente, DDS;
Peter Clemente, DMD; Nicholas C. DeRobertis, DMD; Steven Goldstein,
DDS; Roger Kriete, DMD; Jonathan Mangot, DMD; Richard D. Riva, DDS

OTHER ATTENDEES: Deputy Attorneys General Miller and Goulding; Executive Director
Jonathan Eisenmenger; Cecilia Moreira Senior Management Assistant

ABSENT/EXCUSED: Linda Hecker, RDH; Beverly Kupiec, PhD, RN

I. APPROVAL OF MINUTES: December 16, 2015 - The Board in a motion by
Dr. DeRobertis, seconded by Dr. Goldstein, approved the minutes as amended.

II. COMMITTEE REPORTS:

A. Applications:

1. Dr. Benn Lieberman - Application for a dental license. Dr. Lieberman did not take any clinical exam. The Board determined that Dr. Lieberman be advised that he must take and pass the CDCA/ADEX or a substantially equivalent examination in order to qualify for a dental license.

B. Continuing Education:

1. Golden Dental Solutions - The Board reviewed additional information in follow-up to a request for approval of continuing education course.
The Board determined that the following additional further information be obtained:
- Submit a course syllabus, curriculum vitae for each of the instructors, an explanation for where he will find patients, and where will the patients complete treatment after implant placement, why is grafting being done and who will do the follow-up treatment, what if its not a simple extraction, what if a biopsy is needed during the extraction, is any sedation being used.

The Board in a motion by Dr. DeRobertis, seconded by Dr. Battaglia, approved the other continuing education courses submitted for pre-approval.

III. PROPOSED LEGISLATION:

1. A-4843 - Requires certain health care professionals to complete continuing education courses regarding issues related to prescription opioids.

The Board is in favor of having licensed dentists continue to be aware of issues related to prescription opioids, but feels that a requirement to take the course every two years be amended to perhaps once every four or six years.

IV. PROPOSED REGULATION:

1. Dental Hygienists Scope of Practice; Emergency Protocol - Proposed regulation. Written comments can be submitted by February 19, 2016.

V. REPORTS SUBMITTED PURSUANT TO N.J.A.C. 13:30-8.8:

1. Rutgers School of Dental Medicine - Received as informational.
2. Rutgers School of Dental Medicine - Received as informational.
3. Rutgers School of Dental Medicine - Received as informational.

VI. PROVISIONAL ORDER OF DISCIPLINE TO BE FINALIZED:

1. Dr. Iouri Krainov - A Provisional Order of Discipline was filed on January 21, 2015 based on a sister state action. Dr. Krainov did not submit a response to this POD. The Board in a motion by Dr. DeRobertis, seconded by Dr. Goldstein, determined to finalize this POD as written with no changes.

VII. REQUEST FOR LICENSURE REINSTATEMENT:

1. Dr. Judd Garson - Request for licensure reinstatement. This matter was referred to executive session for deliberation.

Upon return to public session, the Board determined additional information is required.

VIII. ORDERS FILED WITH THE BOARD:

The following were taken as informational:

1. Dr. Andrew Maron - Consent Order of Continuation of Temporary Suspension of License filed on December 2, 2015.
2. Dr. Samuel Meghadri - Offer of Settlement in Lieu of Formal Action filed on December 15, 2015.
3. Dr. Nichola Rich - Interim Consent Order filed on December 16, 2015.
4. Dr. Jeffrey Buchmann - Settlement Letter filed on December 17, 2015.
5. Dr. Tina Merrick Levitt - Consent Order of Voluntary Surrender of Licensure filed on December 23, 2015. The Board ratified the determination of the Board President.

IX. OTHER MATTERS:

1. Inquiry from Dr. Bryon E. Roshong concerning prescription writing by dentists at Bergen Community College's Department of Dental Hygiene. The Board recommends that he obtain a branch license for the college location, and follow all of the regulations including patient record keeping.

N.J.A.C. 13:30-8.18 - a licensee shall only issue prescriptions on prescription blanks that comply with the regulations.

2. Correspondence from Stephen H. Schechner, Esq., confirming that the marketing company he has been retained by conforms to the administrative regulations applied to dentists specifically with respect to referral fees. The Board determined that this was not an acceptable arrangement.
3. Correspondence from Donna Kurc, DMD, from the Division of Medical Assistance and Health Services, requesting clarification of the dental hygienist's role in institutions. The Board will send Dr. Kurc the recently published proposal concerning the scope of practice of RDHs which addresses some of her questions and ask her if there are other questions/issues that she may still have.

X. ADJOURNMENT: The Board adjourned the Public Session and moved to Executive Session for advice of counsel and review of open matters (investigations and deliberations). When and if action is taken, it will be reported in Public Session.